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SCHERING-PLOUGH CORPORATION PATENT DEPARTMENT (K-6-1, 1990) 2000 GALLOPING HILL ROAD KENILWORTH NJ 07033-0530

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OFFICE OF PETITIONS

In re Application of

Lundy et al.

Application No. 10/735,318

Filed: December 12, 2003 Attorney Docket No. OT01455 **DECISION ON PETITION** 

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed April 30, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed April 18, 2007, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on July 19, 2007. A Notice of Abandonment was mailed October 26, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an Amendment, (2) the petition fee of \$1,540.00, and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to Joan Olszewski at (571) 272-7751.

This application is being referred to Technology Center AU 1615 for appropriate action by the Examiner in the normal course of business on the reply received.

/Liana Walsh/ Liana Walsh Petitions Examiner Office of Petitions